



Atty. Dkt. No. 053466-0365

JRW  
R

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: Hiroaki ITO et al.

Title: A PREVENTIVE OR THERAPEUTIC AGENT FOR  
INFLAMMATORY BOWEL DISEASE COMPRISING IL-6  
ANTAGONIST AS AN ACTIVE INGREDIENT

Appl. No.: 10/677,227

Filing Date: 10/3/2003

Examiner: Prema Maria MERTZ

Art Unit: 1646

Conf. No.: 8597

**INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 CFR §1.56**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Submitted herewith on Form PTO/SB/08 is a listing of documents known to Applicants in order to comply with Applicants' duty of disclosure pursuant to 37 CFR §1.56.

A copy of each non-U.S. patent document and each non-patent document is being submitted to comply with the provisions of 37 CFR §1.97 and §1.98.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

04/02/2009 AWONDAF1 00000005 10677227

01 FC:1806

180.00 OP

**TIMING OF THE DISCLOSURE**

The listed documents are being submitted in compliance with 37 CFR §1.97(c), before the mailing date of either a final action under 37 CFR §1.113, a notice of allowance under 37 CFR §1.311, or an action that otherwise closes prosecution in the application.

**RELEVANCE OF EACH DOCUMENT**

The documents listed on the attached PTO/SB/08 were cited during the prosecution of the corresponding Chilean application or in recent Opposition Proceedings filed against the corresponding European application.

Applicants submit, as Document E18, a copy of an Office Action from the counterpart Chilean application, which lists the documents considered relevant by the Chilean examiner. Documents E1-E4, E6-E8, E10, E12 and E17 are believed to be English language equivalents of documents cited in an Office Action in the counterpart application in Chile. The relevance of Document E18, which is in Spanish, may be ascertained by the English-language equivalent documents that have been cited herein.

Applicants respectfully request that each listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08 be returned in accordance with MPEP §609.

**FEE**

A check in the amount of \$180.00 is enclosed in accordance with 37 CFR §1.17(p) to cover the fee associated with an information disclosure statement under 37 CFR §1.97(c) in the amount of \$180.00.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this submission under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Respectfully submitted,

Date April 1, 2009  
FOLEY & LARDNER LLP  
Customer Number: 22428  
Telephone: (202) 295-4726  
Facsimile: (202) 672-5399

By   
Simon J. Elliott  
Attorney for Applicants  
Registration No. 54,083